



GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Kakinada Deep Water Port – Hire charges paid by M/s Kakinada Sea Port Limited towards movable assets of Government – Refund of Hire Charges – Orders – Issued.

INFRASTRUCTURE & INVESTMENT (PORTS-I) DEPARTMENT

GO Ms No. 16

Dated 02-04-2009

Read the Following:-

- 1) GO Ms No.72, TR&B (Ports.I) Dept, dated 22.5.2002.
- 2) Govt Letter No.17948/P.I(1)/99, dated 7.5.2004.
- 3) M/s KSPL Letters No.GoAP/Mov Assets/043, dated 31.1.2005 and dated 11.2.2005.
- 4) DoP Letter No.SE/DM.1/Tugs&Pilot Launch/2005-06, dated 7.5.2007.
- 5) M/s KSPL Letter KSPL/Com.Ports/Mov Assets/08-09, dated 16.1.2009.
- 6) Report of the DoP received on 18.2.2009.

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ORDER:

The Director of Ports, Kakinada has reported that during the execution of the Kakinada Deep Water Port (KDWP) Project, Mechanical Equipments such as three Tugs, One Pilot Launch, Fork Lift Trucks and Cranes were procured and handed over to M/s Kakinada Sea Port Limited (KSPL) on privatization of the KDWP on 1.4.1999 and that M/s KSPL paid Rs.1,30,61,550/- through UTI Bank Cheque dated 22.2.2001 towards hire charges of the mechanical equipment.

2. In terms of the orders issued in the GO first read above, the movable assets have since been transferred to M/s KSPL on payment of Rs.26,46,48,974/- towards sale consideration as confirmed in the Government letter second read above.

3. The Director of Ports has also reported that M/s RITES the Proof Consultants to Kakinada Deep Water Port, to whom the matter has been referred, have opined that the hire charges paid by KSPL may be refunded in view of the fact that the sale price has already been paid by KSPL to Government towards the above movable assets transferred to them.

4. Under the circumstances reported by the Director of Ports, Kakinada, Government after careful consideration of the request of M/s Kakinada Sea Port Limited, hereby order for refund of Rs.1,30,62,000/-

PTO)

(One Crore thirty lakhs and sixty two thousand only) to M/s KSPL paid by them towards hire charges on movable assets of Government which have been later transferred to them on payment of sale consideration, determined by the Director of Ports duly deducting the depreciation value and accepted by Government.

5. The Director of Ports, Kakinada is hereby informed that in terms of the guidelines in AP Treasury Rules and Financial Code Volume-1 and as per SR 27 of Revenues (AP Treasury Code), the Bills for drawing monies from the Treasury on account of Refunds of Revenue shall be proposed in Form-62, unless some other form has been prescribed in regard to any particular claim of such refunds. Every refund shall be noted against the original receipt entry in the departmental accounts. The Government servant who is responsible for the maintenance of the departmental accounts containing the original receipt entry shall certify to on the bill that their refund has been so noted and shall fill in Column (1) to (5) of the Form. The Treasury or Sub-Treasury Officer shall not pay any such bill unless particulars of the order of sanctions of a competent authority are furnished on the voucher and a certified copy of the Order is attached to it if so copy is separately communicated to the Accountant General.

6. The amount sanctioned in para (4) above as refundable amount to M/s KSPL shall be debited to the new Head "1051 – Ports and Light Houses – M.H.900 – deduct Refunds – S.H (01) – Deduct Refunds (to be opened)".

7. The Director of Ports, Kakinada is directed to take necessary action accordingly and disburse the amount to M/s KSPL under proper acknowledgement under intimation to Government.

8. This order issues with the concurrence of Finance Department vide their U.O.No.006370-C/305/A2/Expr.PWD)/09, dated 26.3.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MANMOHAN SINGH
SECRETARY TO GOVERNMENT

To
The Director of Ports, Kakinada.
The Principal Accountant General (Audit-I), A.P.,Hyderabad.
The Director of Treasuries & Accounts, A.P.,Hyderabad.
The Pay and Accounts Officer, A.P.,Hyderabad.

Copy to:

The District Treasury Officer, East Godavari District, Kakinada.
The Managing Director, M/s Kakinada Seaports Ltd., Hyderabad,
The Finance (Exp.PW) Department/The Finance (BG.II) Department.
Sf/Sc

// forwarded by order //

SECTION OFFICER